

State of New Mexico - Taxation and Revenue Department
ANNUAL SUMMARY OF OIL AND GAS PROCEEDS WITHHOLDING TAX

Who Must File This Form: Remitters (payors) of oil and gas rents and royalties from property located in New Mexico who are required to file federal Form 1099-MISC, and remitters of oil and gas proceeds from oil and gas production from wells located in New Mexico who have withheld tax from payment(s) according to the Oil and Gas Proceeds Withholding Tax Act (7-3A-1 NMSA 1978) must submit to the Department Form RPD-41283, *Annual Summary of Oil and Gas Proceeds Withholding Tax*, and an annual statement of withholding for each remittee. See page 2 for a description of the annual statement of withholding form to use. The annual summary must reflect the total oil and gas proceeds withholding tax withheld and reported to the Department on Form RPD-41284, *Quarterly Oil and Gas Proceeds Withholding Tax Return*. Form RPD-41283 and attachments are due to the Department by the last day of February of the year following the calendar year in which the payments were withheld. If the due date falls on a Saturday, Sunday, state or national legal holiday, the return is timely if the postmark bears the date of the next business day.

Mail the form to New Mexico Taxation and Revenue Department , P.O. Box 25127, Santa Fe, NM 87504-5127. For assistance, contact (505) 827-0825.

PART I. Complete the following information about your company and the reporting year. (e.g. 2003)

Name and address of remitter of oil and gas proceeds	Taxable year
	Federal employer identification number or social security number
Name of person to contact	New Mexico CRS identification number
Telephone number	E-mail address

PART II. Schedule of New Mexico income tax withheld and reported on Form RPD-41284. Enter the New Mexico income tax withheld and reported to the Department on Form RPD-41284, *Quarterly Oil and Gas Proceeds Withholding Tax Return*, for each quarter during the reporting year. The reporting month is the month in which the taxes were withheld and not the month the tax was due. Enter the sum of the tax withheld.

QUARTERLY REPORT PERIOD	AMOUNT
1. January through March	
2. April through June	
3. July through September	
4. October through December	
TOTAL	

PART III. Complete lines 1 through 4 below. Reconcile the New Mexico income tax withheld and reported on Form RPD-41284, to the New Mexico income tax withheld and reported on federal Form 1099-MISC, or RPD-41285, *Annual Statement of Withholding of Oil and Gas Proceeds*.

1. Enter the number of annual statements of withholding submitted. (Include all forms whether attached or filed via magnetic media or Combined Federal/State Program).....
2. Total New Mexico income tax withheld for the taxable year as shown on federal Forms 1099-MISC \$
3. Total New Mexico income tax withheld and reported on Form RPD-41284 during the reporting year..... \$
4. Difference (See *Required Attachments* on page 2)..... \$

PART IV. Sign and date the report. (See *Required Attachments* on page 2)

I declare that I have examined this return and accompanying documents, and to the best of my knowledge and belief, they are true, correct, and complete.

Signature:

Title:

Date:

ANNUAL SUMMARY OF OIL AND GAS PROCEEDS WITHHOLDING TAX INSTRUCTIONS

FILING INSTRUCTIONS: Complete all information requested on Form RPD-41283, *Annual Summary of Oil and Gas Proceeds Withholding Tax*. Attach all required attachments and mail to the Department by the due date. Do not use this form to report or pay oil and gas proceeds withholding tax. If additional tax is due, you must file an amended Form RPD-41284, *Quarterly Oil and Gas Proceeds Withholding Tax Return*, for the quarter(s) in which the tax was incorrectly reported. Attach the amended report(s) to this form with a check or money order for the tax due. For overpayments of withholding tax, amend the return(s) for the period in which the tax was incorrectly reported and attach a completed Form RPD-41071, *Application for Tax Refund*.

Remitters are also required to furnish a copy of the annual statement of withholding of oil and gas proceeds to each remittee by February 15 of the year following the year for which the statement is made.

Mail Form RPD-41283 to New Mexico Taxation and Revenue Department , P.O. Box 25127, Santa Fe, NM 87504-5127.

Required Attachments: Attach paper copies of federal Form 1099-MISC, pro forma Form 1099-MISC and Form RPD-41285, *Annual Statement of Withholding of Oil and Gas Proceeds*.

If 1099-MISC information returns have been submitted to New Mexico through magnetic media or electronic transfer using the Combined Federal/State Program, and you have complied with the specifications and requirements of the Internal Revenue Service described in federal Publication 1220, and the state fields were populated and properly coded to be forwarded to New Mexico, you do not need to submit paper copies of federal Form(s) 1099-MISC with this form. For instructions for filing other information returns to the State of New Mexico, see Publication FYI-330, *Information Returns and Magnetic Media Filing*.

Annual Statements of Withholding: Remitters of oil and gas rents and royalties from wells located in New Mexico who are required to file a federal Form 1099-MISC, *Miscellaneous Income Information Return*, must file the 1099-MISC, segregating the New Mexico rents and royalties paid from the rents and royalties paid everywhere and report only those rents and royalties from New Mexico properties to the Department. For remitters of oil and gas proceeds and remitters of oil and gas rents and royalties who are not required to file a federal Form 1099-MISC, and who have withheld tax from payment(s) according to the Oil and Gas Proceeds Withholding Tax Act (7-3A-1 NMSA 1978), you must file Form RPD-41285, *Annual Statement of Withholding of Oil and Gas Proceeds*, or a pro forma federal Form 1099-MISC, or a form with equivalent information, for payments to non-residents of New Mexico.